

Customer No: 28120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ling, et al

Application No: 09/883,848

Filed: June 18, 2001

For: Angiogenesis-Modulating  
Compositions and Uses

Art Unit: 1646

Examiner: Not Yet Assigned

Attorney Document No. CIBT-P01-119

Assistant Commissioner for Patents  
Washington, DC 20231

Attn: Initial Patent Examination Division  
Customer Service Center

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION**

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application mailed  
July 20, 2001, the following is enclosed:

1. Return Copy of Notice to File Missing Parts (1 pg.);
2. Preliminary Amendment (2 pgs);
3. Executed Declaration for Utility Patent Application (2 pg.)
4. Transmittal of Formal Drawings (1 pg.);
5. 2 Sheets Formal Drawings (Figs. 1-2);
6. **Duplicate Copy of this transmittal letter for authorization to charge Deposit  
Account Number 18-1945 in the amount of \$708.00 (\$355.00 for filing fee,  
\$288.00 for additional claims, and \$65.00 for the late surcharge); and**
7. Return Postcard.

The undersigned authorizes the charging of any additional fees and crediting of any  
overpayment associated with this communication to our Deposit Account No. 18-1945. The  
undersigned requests any extensions of time necessary to respond. .

I hereby certify that this correspondence is deposited  
with the United States Postal Service as first class  
mail in an envelope addressed to: Commissioner of  
Patents, Attention Box Missing Parts, Washington,  
DC 20231 on:

September 7, 2001

Date

*Elisabeth H. Dunkle*

Elisabeth H. Dunkle

Respectfully submitted,

ROPES & GRAY

*David P. Halstead*

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#3



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on

September 7, 2001

Date

Elisabeth Dunkle

TRANSMITTAL OF FORMAL DRAWINGS

Assistant Commissioner for Patents  
Washington, D.C., 20231  
Attn: Official Draftsman

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application mailed July 20, 2001, transmitted herewith are formal drawings, 2 sheets, figures 1 and 2 for filing in the subject application. Acceptance of the formal drawings is respectfully requested.

Respectfully submitted,

ROPES & GRAY

By

David P. Halstead

Registration No. 44,735

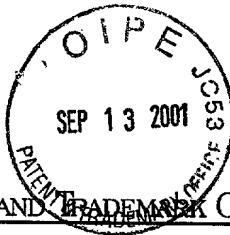
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Boston, MA 02110

Date: September 7, 2001

09/883,848



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/883,848	06/18/2001	Leona E. Ling	CIBT-P01-119

28120  
ROPES & GRAY  
ONE INTERNATIONAL PLACE  
BOSTON, MA 02110-2624

CONFIRMATION NO. 9957

## FORMALITIES LETTER



\*OC000000006326815\*

Date Mailed: 07/20/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$576.
  - \$306 for 17 total claims over 20.
  - \$270 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1416.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible ( see 37 CFR 1.84(o));
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8,

2000) and 1238 OG 145 (September 19, 2000).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice MUST be returned with the reply.*

Amad

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE